

## A. STATE-AT-A-GLANCE

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|---|--|
| 1) <b>Program Operation</b>   | State supervised. State and county operated.   |
| 2) <b>Number of Local Offices<br/>(excluding Agencies under<br/>Cooperative Agreements)</b> | 4 State offices: Carson City, Las Vegas, Reno, and Elko  |
| 3) <b>Type of Agencies with<br/>Cooperative Agreements</b>                                  | 17 County District Attorney's, 15 are under cooperative agreement, 9 judicial districts for Court Masters  |
| 4) <b>Uniform Interstate Family<br/>Support Act</b>   | No   |
| 5) <b>Agreements With Tribal Entities</b>   | Not currently. Under consideration.  |
| 6) <b>Age of Majority for Termination<br/>of Support</b>                                    | 18; 19 if still in high school   |
| 7) <b>Statutes of Limitation:</b>   |  |
| • <b>Collection of Past Due Support</b>   | None if order exists; if no order, retroactive support may be requested back 4 years   |
| • <b>Paternity Establishment</b>  | 3 years beyond age of majority of child  |
| <b>Dormancy Revival/Renewal<br/>Possible [yes/no]</b>                                       | No   |
| 8) <b>Guidelines</b>  | Gross income of obligor:<br><br>1 child, 18 % of gross monthly income<br><br>2 children, 25% of gross monthly income<br><br>3 children, 29% of gross monthly income<br><br>4 children, 31% of gross monthly income<br><br>For each add'l, add two (2) percent. |
| 9) <b>Interest Rates on</b>   | Prime Rate on Jan 1 or July 1, plus 2%. Not currently enforcing or collecting on interest calculations not reduced to a dollar amount  |
| • <b>Missed Payments</b>  | Only if reduced to judgment  |
| • <b>Retroactive Support</b>  | Only if reduced to or included in judgment   |
| • <b>Adjudicated Arrearage</b>  | Only if reduced to judgment  |

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| <b>10) Arrearage Collections for Non-minor Child(ren)</b>                | Yes, through real property liens and income withholding  |
| <b>11) Distribution Scheme</b>   |  |
| • <b>AFDC Arrears</b>  | Depends on payment source and type. Usually first \$50.00 goes to disregard (if multiple cases, proportionately among the cases). For IRS intercepted funds, applied first to AFDC arrears |
| • <b>Non-AFDC Arrears</b>  | First to current support, then to court ordered payment on arrears   |
| <b>12) Procedures Regarding Medical Support Using Income Withholding</b> | Yes  |
| <b>13) New Hire Reporting</b>  | Not currently. Under consideration   |
| <b>14) Recovery of Costs Elected Under State Plan</b>                    | Yes  |
| <b>15) Recovery of Costs for Initiating State</b>                        | No   |
| <b>16) Long-Arm Statute/s Citation/s</b>                                 | Yes. NRS 14.065/NRS 126  |
| <b>17) Automated Locate Resources</b>                                    | Employment Security Department, Department of Motor Vehicles   |
| <b>18) Enforcement Options</b>   |  |
| • <b>State Income Tax Refund Intercept</b>                               | N/A  |
| • <b>License Revocation/Suspension</b>                                   | Driver's License   |
| • <b>Administrative Liens</b>  | Yes  |
| • <b>Property Seizure &amp; Sale</b>                                     | No   |
| • <b>State Funds/Benefits (please specify)</b>                           | Unemployment Insurance Benefits, State Industrial Insurance System (Worker's Compensation)   |
| • <b>Other (please specify)</b>  | Creditor's claim against estate  |
| <b>19) Spousal Maintenance Orders</b><br><i>(specify yes or no)</i>      |  |
| • <b>Establish</b>   | No   |
| • <b>Enforce</b>   | Only in conjunction with a child support obligation  |
| • <b>Modify</b>  | No   |
| <b>20) Current Spouse/Partner Information Required</b>                   | No   |

## B. UNIFORM INTERSTATE FAMILY SUPPORT ACT

|   |     |
|---|-----|
| 1) State Code Citation                        | N/A |
| 2) Effective Date                             | N/A |
| 3) Adopted Verbatim? If no, list differences. | N/A |
| 4) Repeal URESA?                              | N/A |
| 5) Repeal IWW?                                | N/A |

## C. INCOME WITHHOLDING

|  |   |
|--|---|
| 1) Income Withholding Terminology  | Income Withholding  |
| 2) Income Withholding Procedures   |   |
| • State Withholding Limits   | 50% of disposable income plus 10% on arrears  |
| • Fee Charged by Employers   | \$3.00 per withholding  |
| • Date to Remit  | Within 10 days after scheduled payroll  |
| • Penalty  | May be fined, not to exceed \$1,000.00 for each pay period withholding not honored  |
| 3) Definition of Employer  | Any employing unit which for any calendar quarter has paid or is liable to pay wage of \$225 or more and which employs during such period one or more persons in an employment                          |
| 4) Included Income   | Wages, commissions, annuities, unemployment compensation, disability benefits, retirement benefits, return of contributions or interest money due another person or other entity due to obligor's death |
| 5) Excluded Income   | Exempted funds such as AFDC, SSI, VA disability   |
| 6) Direct Income Withholding for Unemployment Compensation, include address    | No, not an employer   |
| 7) Direct Income for Workers' Compensation, include address                    | No, not an employer   |
| 8) Direct Income Withholding, other income sources subject to, include address | None  |

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| <b>9) Direct Income Withholding, list Other Income Sources NOT subject to</b> | N/A   |
| <b>10) Federal Withholding (See Federal Pay Agents Section)</b>               | IV-D Directors need not answer this question.       |
| <b>11) Procedures for Contesting Income Withholding</b>                       | Yes   |
| <b>12) Arrearages through Income Withholding</b>                              | Yes   |
| <b>13) Enforcing Against Non-Resident Obligor Asset/Income</b>                | Yes   |
| <b>14) Exception to Immediate Withholding</b>                                 | Yes   |
| <b>15) Multiple Obligations Withholding Priorities</b>                        |   |
| • Policy  | Under development, currently allocated across cases |
| • Priority  | First come, first served                            |
| • Assistance  | Yes. Contact Central Registry                       |
| • Allocation  | Yes   |

## D. PATERNITY

|   |   |
|---|---|
| <b>1) Interstate Paternity Procedures</b>                                 | Acknowledgment filed; informal hearing process and recommendation; trial if requested |
| <b>Consent Orders Obtained</b>  | Yes. Need URESA action to establish.  |
| <b>2) Uniform Parentage Act</b>   | Yes   |
| <b>3) Uniform Act on Blood Testing</b>                                    | Yes   |
| <b>4) Parentage Order Available Without Order for Support</b>             | Yes, if residing together   |
| <b>5) Custody/Visitation Addressed Subject to Tribunal's Jurisdiction</b> | No  |
| <b>6) Genetic Test Results as Presumption of Paternity</b>                | Yes   |
|   |   |

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| <b>Threshold</b>   | 99%   |
| <b>7) Paternity Acknowledgment as Presumption of Paternity (Rebuttable/Conclusive)</b> | Rebuttable  |
| <b>8) Marriage as Presumption of Paternity</b>   | Yes   |
| <b>9) Putative Father's Name on Birth Certificate, Effect of</b>                       | Presumptive if born in Nevada   |
| <b>10) Other Statutory Presumptions</b>  | Cohabiting 6 months prior to and through period of conception; while child is under the age of majority, alleged father receives the child in his home and holds child out to be his natural child; alleged father acknowledges or admits his paternity in writing that is filed with State Registrar of Vital Statistics |
| <b>11) Recognition of Common Law Marriage</b>  | No  |
| <b>12) Personal Appearance of Witness or Custodial Parent Required</b>                 | Varies, depending on circumstances and responding jurisdiction  |
| <b>Acceptable Methods of Testimony</b>   | Written testimony   |
| <b>13) Long-Arm Statute</b>  | NRS 14.065/NRS 126  |
| <b>14) Assistance to Other States Using Their Long-Arm Statutes</b>                    |   |
| • <b>Service of Process</b>  | Yes; contact county District Attorney's office  |
| • <b>Genetic Testing</b>   | Yes; contact county District Attorney's office  |
| <b>15) Recovery of Genetic Testing Costs for Other States</b>                          | Yes   |

## E. SUPPORT ORDER ESTABLISHMENT

|   |   |
|---|---|
| <b>1) Interstate Procedures</b>                 | Application of State guidelines to establish a support amount based on percentage of absent parent's gross monthly income; establish immediate income withholding; absent parent must provide health insurance if available at reasonable cost  |
| <b>2) Income Considered for Setting Support</b> | NCP's gross income/assets   |
| <b>3) Criteria for Rebuttal</b>                 | Cost of health insurance; cost of child care; special educational needs of the child; age of child; responsibility of parents for the support of others; value of services contributed by parents; public assistance paid for support of child; mother's pregnancy and confinement costs; transportation to and from visitation |

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|   | providing CP moved from original jurisdiction and NCP remained; time child spends with each parent; other necessary expenses for the child; relative income of both parents |
| <b>4) Support Order for Prior Periods</b> | Based on circumstances, may go back four years  |

## **F. ENFORCEMENT**

**(Note: If multiple orders, see Part “G”)**

### **I. ENFORCING YOUR OWN ORDER**

|  |   |
|--|---|
| <b>1) Enforcement for Non-Resident Family</b>                          | Yes, if absent parent resides in NV; income withholding action must be initiated by other State |
| <b>2) Administrative Procedures and Remedies Available</b>             | Yes, Income Withholding   |
| <b>3) Judicial Procedures and Remedies Available with Registration</b> | Yes. Driver's License Revocation, Liens   |

### **II. ENFORCING OTHER STATES' ORDERS**

|   |  |
|---|--|
| <b>4) Administrative Procedures and Remedies Available Without Registration</b> | Wage withholding only  |
| <b>5) Judicial/Administrative Remedies with Registration</b>                    | Yes. Driver's License Revocation and Liens   |
| <b>6) UIFSA/URES A Registration and Enforcement Procedure</b>                   | URES A (NRS130)  |
| <b>7) Judicial Procedures Required after Registration</b>                       | After registration for modification, can modify in court. Implement contempt proceedings depending on case circumstances. A monthly repayment amount for recovery judgment could be established for cases which have a recovery judgment but no ongoing support ordered. |
| <b>8) Uniform Enforcement of Foreign Judgments Act Citation</b>                 | Yes, but outside function of the IV-D program. NRS 17.330-17.400   |

## **G. MODIFICATION/REVIEW & ADJUSTMENT OF ORDERS**

|                                     |   |
|-------------------------------------|---|
| <b>1) Jurisdiction Requirements</b> | URES A (NRS 130)  |
| <b>2) Modification Procedures</b>   | Upon request in Non-Assistance cases and without request in AFDC cases, every 3 years. One (1) year before modification or change.  |
| <b>3) Criteria for Modification</b> | Order being enforced in NV; order is at least 3 years old; requests by NCP, CST/Guardian or IV-D agency. Application of state guidelines warrants 15% increase or decrease in support |

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|  | order and/or availability of health insurance   |
| <b>4) Criteria for Change of Circumstances</b>       | <p>1. Must be at least 20% change and minimum of \$75 increase/decrease in NCP's obligation based on current income.</p> <p>2. If existing obligation based on NCP's earnings, must be at least one year from date of order or last review.</p> <p>3. If order based on Nevada Average Wage or the \$100 minimum and information provided based on NCP's income, must be at least one year from date of order and meet conditions in #1.</p> <p>4. Any case in which ongoing obligation has been reduced due to cost of health insurance when:</p> <p style="padding-left: 40px;">a: CST has health insurance available at no cost or at lesser cost than NCP, wants to cover child under his/her policy and have NCP pay full child support obligation;</p> <p style="padding-left: 40px;">b: NCP changes employment and insurance not available or available at no cost</p> |
| <b>5) Frequency With Which Reviews are Conducted</b> | Every 3 years; upon request of the NCP, CST, or guardian for non-AFDC cases, or upon the request of interstate IV-D agency for out-of-state AFDC  |
| <b>6) Criteria for Review</b>                        | Order at least 35 months old  |
| <b>7) Criteria for Adjustment</b>                    | See "Criteria for Modification"   |

## H. MULTIPLE ORDERS ENFORCEMENT AND MODIFICATION

|                                     |   |
|-------------------------------------|---|
| <b>1) Controlling Order</b>         | CEJ review. Order most recently entered, if no order from child's current home state. |
| <b>2) Date of Controlling Order</b> | Analysis on case by case basis  |
| <b>3) If No Controlling Order</b>   | All orders are presented to tribunal  |
| <b>4) Arrears Procedure</b>         | Arrears are not modifiable  |

# I. Documentation Required to Initiate Requests

|   |   |                          |   |
|---|---|--------------------------|---|
| Establishment of Paternity and Support                | Transmittal<br>Certificate and Order<br>Petition<br>General Testimony<br>Paternity Affidavit<br><br>URES/UFSA Statute   | 3<br>of<br>each<br><br>1 | A |
| Enforcement of Responding State's Order               | For Clark County:<br>Transmittal<br>Certificate and Order<br>Petition<br>General Testimony<br>All other counties, Transmittal   | 3<br>of<br>each          |   |
| Modification of Responding States' Orders             | See "Enforcement..." above<br><br>Court Order   | 3                        | C |
| Administrative Enforcement of Another States' Order   | Same as above and certified court orders (NRS 31A requirements)   | 3                        | C |
| Registration for Enforcement of Another States' Order | Certified copies of order with all modifications<br><br>Reciprocal enforcement of support act of state in which the order was made<br><br>Statement signed and verified by obligee showing the post office address of the obligee; the last known place of residence and post office address of the obligor; the amount of support remaining unpaid; a description and the locations of any property of the obligor available upon execution; and a list of the states in which the order is registered | 3<br><br>1               |   |
| Collection of Arrearages in Multiple Orders           | See "Enforcement..." Above  |                          |   |
| Uniform Enforcement of Foreign Judgments Act          | See "Enforcement..." Above  |                          |   |
| Modification of Another State's Order                 | Same as registration above  |                          |   |
| Status Update on an Existing Interstate Case          | No specific requirement   |                          |   |
| Assistance/Discovery                                  | Written Request   |                          |   |
| Quick Locate  | Locate Data Sheet   |                          |   |

*\*A= Notarization by Notary Public; B= Certification by signature of agency official;  
C= Certification by signature of court official; D= Others (please specify);  
E= Certification not required*



## J. State Contact Chart

| ASSISTANCE NEEDED  | CONTACT<br>Name, Title, Address, Phone, Fax, E-mail (include 800 if applicable)  |
|--|--|
| State Information Agent  | <p>Program Specialists:</p> <p>Lisa Echan, Pat Shuman, Harry Zuehlsdorff<br/>2527 North Carson St.<br/>Capitol Complex<br/>Carson City, NV 89710</p> <p>(702) 687-4744                      Fax (702) 687-5080</p> |
| Central Registry   | <p>Program Specialists:</p> <p>Lisa Echan, Pat Shuman, Harry Zuehlsdorff<br/>2527 North Carson St.<br/>Capitol Complex<br/>Carson City, NV 89710</p> <p>(702) 687-4744                      Fax (702) 687-5080</p> |
| Interstate Policy Contact (if different)                                   | <p>Program Specialists:</p> <p>Lisa Echan, Pat Shuman, Harry Zuehlsdorff<br/>2527 North Carson St.<br/>Capitol Complex<br/>Carson City, NV 89710</p> <p>(702) 687-4744                      Fax (702) 687-5080</p> |
| Contact for Information Regarding Your States Long Arm Statute and Process | <p>Program Specialists:</p> <p>Lisa Echan, Pat Shuman, Harry Zuehlsdorff<br/>2527 North Carson St.<br/>Capitol Complex<br/>Carson City, NV 89710</p> <p>(702) 687-4744                      Fax (702) 687-5080</p> |
| Contact for Information Regarding  |  |

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| Collection and Distribution (State level)   | <p>Program Specialists:</p> <p>Lisa Echan, Pat Shuman, Harry Zuehlsdorff<br/>2527 North Carson St.<br/>Capitol Complex<br/>Carson City, NV 89710</p> <p>(702) 687-4744 Fax (702) 687-5080</p> |
| Contact to Obtain Payment Records   | Individual County   |
| Contact to Obtain Copy of Order   | Individual County   |
| Contact for States Using Their Long Arm Statutes or Continuing Exclusive Jurisdiction (no “case” in your State) for | <p>Program Specialists:</p> <p>Lisa Echan, Pat Shuman, Harry Zuehlsdorff<br/>2527 North Carson St.<br/>Capitol Complex<br/>Carson City, NV 89710</p> <p>(702) 687-4744 Fax (702) 687-5080</p> |
| · Service of Process<br>(private process server? If so , list)  | Individual County   |
| · Genetic Testing<br>( e.g. assistance with interstate teleconferencing)  | <p>Program Specialists:</p> <p>Lisa Echan, Pat Shuman, Harry Zuehlsdorff<br/>2527 North Carson St.<br/>Capitol Complex<br/>Carson City, NV 89710</p> <p>(702) 687-4744 Fax (702) 687-5080</p> |
| New Hire Reporting Contact  | <p>Program Specialists:</p> <p>Lisa Echan, Pat Shuman, Harry Zuehlsdorff<br/>2527 North Carson St.<br/>Capitol Complex<br/>Carson City, NV 89710</p> <p>(702) 687-4744 Fax (702) 687-5080</p> |
| Employer Assistance Contact   | Program Specialists:  |

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|   | <p>Lisa Echan, Pat Shuman, Harry Zuehlsdorff</p> <p>2527 North Carson St.</p> <p>Capitol Complex</p> <p>Carson City, NV 89710</p> <p>(702) 687-4744 Fax (702) 687-5080</p> |
| <p>Telephone Number for Automated Interstate Case <i>Status</i> Requests</p> <p>(if any)</p>  | N/A  |
| <p>Telephone Number for Automated Interstate Case <i>Payment</i> Requests</p> <p>(if any)</p> | N/A  |
| <p>Privatization Contact</p>  | <p>Program Specialists:</p> <p>Lisa Echan, Pat Shuman, Harry Zuehlsdorff</p>   |
|   | <p>2527 North Carson St.</p> <p>Capitol Complex</p> <p>Carson City, NV 89710</p> <p>(702) 687-4744 Fax (702) 687-5080</p>  |